

Notice of Allowability

Application No.

09/917,722

Applicant(s)

SHIN, KYOUNG SUP

Examiner

Carramah J. Quiett

Art Unit

2622

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 06/12/2007.
2. ☒ The allowed claim(s) is/are 31,33-35,38 and 43-46.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some* c) ☐ None of the:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08), Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☒ Interview Summary (PTO-413), Paper No./Mail Date 20070628.
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance.
9. ☐ Other _____

N. VU
NGOC-YEN VU
SUPERVISORY PATENT EXAMINER

DETAILED ACTION

Response to Amendment

1. The amendment(s), filed on 06/12/2007, have been entered and made of record. Claims 31, 33-35, 38, and 43-46 are pending.

Allowable Subject Matter

2. **Claims 31, 33-35, 38, and 43-46** are allowed.
3. The following is an examiner's statement of reasons for allowance:

Claim 31 is allowed because the prior art does not teach or fairly suggest a method in a communications terminal for transmitting an image signal between at least a first mobile communications terminal and a second mobile communications terminal while in a communication, the communications terminal comprising an image input unit, an encoder for encoding an image from the image input unit, a storing unit for storing an image, an image signal processor and an image selector, the method comprising:

if the cut-off mode is set, transmitting the second image signal as a main image signal to the second mobile terminal during the telephonic communication; and transmitting the first image signal as the main image signal to the second mobile terminal during the telephonic communication if the cut-off mode is not selected by the user, in combination with the other claimed elements.

Claims 33 and 34 are allowed because they are dependent on claim 31.

Claim 35 is allowed because the prior art does not teach or fairly suggest a communication terminal comprising:

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a controller cooperating with the image input unit, the encoder, the memory unit and the image signal selector to selectively transmit during a telephonic communication the first image signal or the second image signal to a second image mobile communication terminal depending on a user's setting, wherein the controller is configured to:

detect whether a cut-off mode has been set by the user,

transmit the second image signal as the main image signal to the second mobile communication terminal during the telephonic communication if the cut-off mode is set, and
transmit the first image signal as the main image signal to the second mobile communication terminal during the telephonic communication if the cut-off mode is not selected by the user, in combination with the other claimed elements.

Claims 38 and 43-46 are allowed because they are dependent on claim 35.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion


Any inquiry concerning this communication or earlier communications from the examiner should be directed to Carramah J. Quiett whose telephone number is (571) 272-7316. The examiner can normally be reached on 8:00-5:00 M-F.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, NgocYen Vu can be reached on (571) 272-7320. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

CJQ
June 28, 2007



NGOC-YEN VU
SUPERVISORY PATENT EXAMINER